

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

SECURITIES AND EXCHANGE COMMISSION,

No. C 06-6003 CW

Plaintiff,

ORDER INSTRUCTING
DEFENDANTS TO RESPOND
TO MOTION TO WITHDRAW
AS COUNSEL (Docket
No. 286)

v.

THE CHILDREN'S INTERNET, INC., et al.

Defendants.

/

Kevin R. Martin and the law office of Randick O'Dea & Tooliatos, LLP have moved to withdraw as counsel for Defendants The Children's Internet, Inc. (TCI), Two Dog Net, Inc. (TDN), Nasser Hamedani and Sholeh Hamedani.¹ All of these defendants were served with this motion. The SEC opposes withdrawal. The matter was heard on July 16, 2009 and the Court is inclined to grant counsel's motion.

Defendants have not informed the Court whether they consent to Mr. Martin's withdrawal. To facilitate the Court's resolution of this motion, each of the above Defendants must fill in the attached form and return it to the Court by August 3, 2009. Defendants may return the form in person or by mail to:

¹ Defendant Cort L. Poyner is represented by different counsel.

United States District Court
For the Northern District of California

1 U.S. District Court
2 Clerk of the Court
3 1301 Clay St.
4 Room 400 South
5 Oakland, CA 94612.

6 Each of the above Defendants must provide the Court with a mailing
7 address to which all papers in this matter may be served. Each of
8 the above Defendants also must immediately notify the Court of any
9 change in their address.

10 If the Court does not receive the attached form by August 3rd
11 for any Defendant, the Court will interpret this as consent to
12 counsel's withdrawal. Any Defendant who opposes counsel's
13 withdrawal must file a memorandum in support of its opposition by
14 August 3, 2009.

15 As corporations, TCI and TDN cannot represent themselves in
16 legal proceedings. If TCI and/ or TDN consent to counsel's
17 withdrawal, or counsel is allowed to withdraw over their objection,
18 TCI and/or TDN must file a notice of appearance by its new counsel
19 or resolution of matters in this action will be entered against TCI
20 and/or TDN through default.

21 IT IS SO ORDERED.



22 Dated: 7/20/09

23 CLAUDIA WILKEN
24 United States District Judge

25

26

27

28

NOTE TO CLERK OF THE COURT: FILE THIS FORM UPON RECEIPT

SEC v. The Children's Internet, Inc., et al., No. C 06-6003 CW

FORM REGARDING MOTION TO WITHDRAW AS COUNSEL

1 **NOTE TO CLERK OF THE COURT: FILE THIS FORM UPON RECEIPT**

2 **SEC v. The Children's Internet, Inc., et al., No. C 06-6003**

3 **FORM REGARDING MOTION TO WITHDRAW AS COUNSEL**
4 **(continued)**

5 For Nasser Hamedani and Sholeh Hamedani only:

6 I declare under penalty of perjury that the information
7 contained in this form is true and correct to the best of my
knowledge.

8 Dated: _____

Signed by: _____

9 Print name: _____

10 For TCI only:

11 I declare under penalty of perjury that I am an agent of The
12 Children's Internet, Inc. (TCI), I am authorized by TCI to provide
13 the information requested in this form and that the information
14 contained in this form is true and correct to the best of my
knowledge.

15 Dated: _____

Signed by: _____

16 Print name: _____

17 For TDN only:

18 I declare under penalty of perjury that I am an agent of Two
19 Dog Net, Inc. (TDN), I am authorized by TDN to provide the
20 information requested in this form and that the information
contained in this form is true and correct to the best of my
knowledge.

21 Dated: _____

Signed by: _____

22 Print name: _____

23 Return this form to the Court by August 3, 2009 in person or
by mail to:

24 U.S. District Court
25 Clerk of the Court
26 1301 Clay St.
27 Room 400 South
28 Oakland, CA 94612.